



Practitioner's Docket No. 1582.34

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In application of: Junya WATABE et al.

Application No.: 10/775,862

Group No.: 1755

Filed: 02/10/2004

Examiner: C. M. Koslow

For: ELECTROLUMINESCENT PHOSPHOR AND ITS PRODUCTION METHOD

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

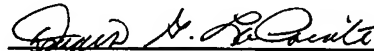
37 C.F.R. § 1.10*

X as "Express Mail Post Office to Addressee"

Mailing Label No. EQ 014482665 US (mandatory)

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____.


Signature

Date: 12/28/05

Dennis G. LaPointe

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS


4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	3	– 20	= 0	x \$ 50.00	= \$		0.00
INDEP.	2	– 3	= 0	x \$ 200.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

Date: 12/28/05

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Signature of Practitioner
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CUSTOMER NO.: 24040

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Junya WATABE et al.)	
)	
S.N.: 10/775,862)	Examiner: C. M. Koslow
)	
Filed: 10 Feb 2004)	Art Unit: 1755
)	
For: Electroluminescent Phosphor and Its)	
Production Method)	
_____)	

Certificate of Express Mail Under 37 C.F.R. 1.10

"Express Mail" mailing label number: EQ 014482665 US

Date of Deposit: December 28, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Dennis G. LaPointe

RESPONSE AFTER NON-FINAL OFFICE ACTION
SUBMITTED WHILE "PETITION TO WITHDRAW
HOLDING OF ABANDONMENT- NONFINAL OFFICE
ACTION NOT RECEIVED" IS PENDING

M/S: Box Amendment (NON-FEE)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the **(NON-FINAL)** Examiner's Action mailed April 7, 2005 but never received by applicant, and subsequently declared abandoned for which a **“PETITION TO WITHDRAW HOLDING OF ABANDONMENT- NONFINAL OFFICE ACTION NOT RECEIVED”** was filed on November 15, 2005 and is still pending with the Petitions Branch, the above-identified patent application is amended as follows:

No extension fees are due as the application was declared abandoned.

The Examiner designated in the Petitions Branch to review the pending petition recommended that the response be filed as soon as possible in order to expedite the process of the application where time has been lost due to the office action never having been received.

AMENDMENT A
(37 C.F.R. 1.111)

IN THE CLAIMS:

Please amend claims 1-3 in accordance with 37 C.F.R. 1.121.

The claims are attached herein on separate sheets.